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2 UNITED STATES DISTRICT COURT  
3 WESTERN DISTRICT OF WASHINGTON  
4 AT TACOMA

5 DONALD STOCKMYER,

6 Plaintiff,

7 v.

8 D. FETROE, et al.,

9 Defendants.

CASE NO. C16-5614 BHS-TLF

ORDER ADOPTING REPORT  
AND RECOMMENDATION

10 This matter comes before the Court on the Report and Recommendation ("R&R")  
11 of the Honorable Theresa L. Fricke, United States Magistrate Judge. Dkt. 44. The Court  
12 having considered the R&R and the remaining record, and no objections having been  
13 filed, does hereby find and order as follows:

14 (1) The R&R is **ADOPTED**; and

15 (2) Defendant Dale Robertson's motion for summary judgment (Dkt. 27) is  
16 **GRANTED**; all claims against Defendant Robertson are **DISMISSED with prejudice**.

17 Dated this 14th day of September, 2017.

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19 BENJAMIN H. SETTLE  
20 United States District Judge  
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